

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

Yount

I move that House Bill 1979 be amended to read as follows:

- 1 Page 4, between lines 30 and 31, begin a new line block indented
- 2 and insert:
- 3 **"(6) The recommendation of the department of natural resources**
- 4 **under section 5 of this chapter."**
- 5 Page 4, line 40, after "5." insert **"(a) For purposes of this section:**
- 6 **(1) "department" refers to the department of natural**
- 7 **resources; and**
- 8 **(2) "water resource" has the meaning set forth in**
- 9 **IC 14-25-7-8.**
- 10 **(b) When considering whether to approve a merchant power**
- 11 **plant, the commission shall obtain a recommendation from the**
- 12 **department regarding the merchant power plant's planned use of**
- 13 **and its potential effect on the water resource.**
- 14 **(c) To make its recommendation, the department may do the**
- 15 **following:**
- 16 **(1) Rely on the merchant power plant's water resource**
- 17 **assessment under subsection (d).**
- 18 **(2) Consult with and advise users of the water resource.**
- 19 **(3) Enter upon any land or water in Indiana to evaluate the**
- 20 **effect of the merchant power plant on the water resource.**
- 21 **(4) Conduct studies to evaluate the availability and most**
- 22 **practical method of withdrawal, development, conservation,**
- 23 **and use of the water resource.**
- 24 **(5) Require metering or other reasonable measuring of water**

1        withdrawals and reporting of the measurement to the  
2        department.

3        (6) Engage in any other activity necessary to carry out the  
4        purposes of this section.

5        (d) A merchant power plant shall provide an assessment of its  
6        effect on the water resource and its users to the commission and  
7        the department. The assessment shall be prepared by a licensed  
8        professional geologist (as defined in IC 25-17.6-1-6.5) or an  
9        engineer licensed under IC 25-31-1. The assessment must include  
10       the following information:

11        (1) Sources of water supply.

12        (2) Total amount of water to be used by the merchant power  
13        plant for each source

14        (3) Location of wells or points of withdrawal.

15        (4) Ability of the water resource to meet the needs of the  
16        merchant power plant and other users.

17        (5) Probable effects of the merchant power plant's use and  
18        consumption of the water resource on other users.

19        (6) Alternative sources of water supply.

20        (7) Conservation measures proposed by the merchant power  
21        plant for reducing the plant's effect on the water resource.

22        (8) Other information required by any other law, rule, or  
23        regulation.

24        Sec. 6."

(Reference is to HB 1979 as printed February 28, 2001.)

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Representative Yount